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TRA DOCKET ROOM

Paul Stinson, P.E.
Manager
Regulatory

February 8, 2005

Chairman Pat Miller
c/o Carol Timberlake
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee

Dear Chairman Miller:

SUBJECT: Tariff Filing to Introduce Transit Traffic Service, TRA No. 04-001259
TRA Docket 04-00380

These revised tariff pages replace, in their entirety, the tariff pages filed on October 15, 2004 to introduce the Transit Traffic Service.

General Subscriber Services Tariff A

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This filing is being revised to include additional tariff language. This additional language is intended to address concerns about this tariff expressed by other parties through their Petitions to intervene in this matter (Sec A36.1.2.A), to provide additional detail on how traffic that is subject to this tariff will be measured (Sec A36.1.2.F through J), and to correct the tariff effective date.

We appreciate your returning a receipted copy as evidence of this substitution. Please call me at 214-3839 if you have questions or wish to discuss.

Yours truly,

A handwritten signature in cursive script that reads "Paul Stinson".

Attachments

EFFECTIVE March 2, 2005

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(N)

BELLSOUTH
TELECOMMUNICATIONS, INC
TENNESSEE
ISSUED October 15, 2004
BY President - Tennessee
Nashville, Tennessee

GENERAL SUBSCRIBER SERVICES TARIFF

Fourth Revised Page 26
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BELLSOUTH
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GENERAL SUBSCRIBER SERVICES TARIFF

First Revised Page 1
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A36. TRANSIT TRAFFIC SERVICE

(N)

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(N)

A36.1 TRANSIT TRAFFIC SERVICE

1 (N)

A36 1 1 Terms and Definitions

1 (N)

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A36 1 3 Rates and Charges

2 (N)

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A36. TELECOMMUNICATIONS SERVICE PROVIDER SERVICES

A36.1 Transit Traffic Service

A36.1.1 Terms and Definitions

- A. Telecommunications Service Provider - a provider of local and/or access telecommunications service who is legally certified to provide service within the state of Tennessee, or is licensed by the Federal Communications Commission (FCC) to provide Commercial Mobile Radio Service (CMRS) For purposes of this tariff, this definition includes, but is not limited to, CMRS providers, Competitive Local Exchange Carriers (CLECs) and Independent Telephone Companies (ICOs) (N)
- B. Transit Traffic - Local Traffic originating on one Telecommunications Service Provider's network that is delivered by BellSouth to a different Telecommunications Service Provider's network for termination (N)
- C. Transit Traffic Service - BellSouth's provision of the functions to allow a Telecommunications Service Provider to send and receive Transit Traffic (N)
- D. Local Traffic - for purposes of this tariff, (N)
 - 1 For wireline-to-wireline traffic, Local Traffic is any intraLATA circuit switched call transiting BellSouth's network that originates from and terminates to carriers other than BellSouth, and for which BellSouth does not collect toll charges or access charges, either directly or indirectly, as the intraLATA toll provider for the end user This traffic includes ICO-to-ICO traffic, CLEC-to-ICO traffic, ICO-to-CLEC traffic, and CLEC-to-CLEC traffic, or (N)
 - 2 For wireless-to-wireless traffic, wireline-to-wireless traffic, and wireless-to-wireline traffic, Local Traffic is any circuit switched call originating from and terminating to carriers other than BellSouth and transiting BellSouth's network that originates and terminates within the same Major Trading Area (MTA), subject to BellSouth's LATA restrictions An MTA is the largest FCC-authorized wireless license territory which serves as the definition of local service area for CMRS traffic as defined in 47 C F R 24.202(a) This traffic includes, but is not limited to, CMRS-to-CMRS, CMRS-to-ICO, ICO-to-CMRS, CLEC-to-CMRS and CMRS-to-CLEC calls (N)

A36.1.2 Rules and Regulations

- A. This tariff provides the rates, terms and conditions for BellSouth's provision of Transit Traffic Service pursuant to this tariff Charges for Transit Traffic Service in this tariff shall apply only to those Telecommunications Service Providers that do not have an interconnection agreement with BellSouth providing for payment for transit traffic service for any particular type of Transit Traffic as described in A36.1.2 B below Charges for Transit Traffic Service in this tariff shall not be applied to any carrier who has an expired interconnection agreement providing for payment for transit traffic service if the carrier is engaged in ongoing negotiation or arbitration for a new interconnection and the former agreement provides for continuing application during that period (N)
- B. If Transit Traffic is specifically addressed in a separate agreement between BellSouth and the originating Telecommunications Service Provider, then the rates, terms and conditions contained in that separate agreement will apply in lieu of this tariff If such separate agreement is limited to certain types of traffic or carriers, then the separate agreement will apply to those traffic types or carriers, and this tariff will continue to apply to any traffic types and carriers not covered under the separate agreement (N)
- C. BellSouth offers Transit Traffic Service only for Transit Traffic that is intended to terminate to a Telecommunications Service Provider whose network is directly interconnected with BellSouth's network Where BellSouth accepts Transit Traffic from a Telecommunications Service Provider, BellSouth is not liable or responsible for payment to the terminating carrier Such payment is the sole responsibility of the originating Telecommunications Service Provider By utilizing BellSouth's Transit Traffic Service for the delivery of Transit Traffic, the originating Telecommunications Service Provider is committing to establishing a traffic exchange agreement or other appropriate agreement to address compensation between the originating Telecommunication Service Provider and the terminating carrier(s) (N)
- D. Notwithstanding anything in C preceding to the contrary, in the event that the terminating Telecommunications Service Provider imposes on BellSouth any charges or costs for the delivery of Transit Traffic, the originating Telecommunications Service Provider utilizing BellSouth's Transit Traffic Services pursuant to this tariff shall reimburse BellSouth for such charges or costs (N)
- E. BellSouth, as the tandem switching provider for Transit Traffic, will generate and deliver to the terminating Telecommunications Service Provider industry standard call detail records, where available, for its use in billing the originating Telecommunications Service Provider for the termination of Transit Traffic Notwithstanding the foregoing, unavailability of such call detail records does not relieve the originating Telecommunications Service Provider of its obligation to pay the charges for Transit Traffic Service as specified in this tariff, nor does it create any liability to the terminating Telecommunications Service Provider on the part of BellSouth (N)

EFFECTIVE March 2, 2005

A36. TELECOMMUNICATIONS SERVICE PROVIDER SERVICES

(N)

A36.1 Transit Traffic Service (Cont'd)

(N)

A36.1.2 Rules and Regulations (Cont'd)

(N)

F. Telecommunications Service Providers originating Transit Traffic may elect one of two options for measuring Transit Traffic minutes of use for which charges are due

(N)

1 The originating Telecommunications Service Provider shall utilize its originating switch recordings to compensate BellSouth based upon actual Transit Traffic minutes of use ("Actual Measurements") Telecommunications Service Providers electing to utilize Actual Measurements shall provide a monthly report to BellSouth reflecting actual Transit Traffic minutes of use, along with payment on a per minute of use basis at the applicable rate set forth in Section A36.1.3 below, within sixty days of the date of usage

(N)

2 In lieu of Actual Measurements, the originating Telecommunications Service Provider shall provide to BellSouth a percent local usage factor (PLU) estimating the percentage of total minutes of use delivered to BellSouth that constitutes Transit Traffic ("Estimated Measurements") The PLU must be provided to BellSouth in writing within 30 days of the effective date hereof, or within 30 days of delivering Transit Traffic to BellSouth In the event the originating Telecommunications Service Provider fails to provide a PLU to BellSouth during this timeframe, BellSouth will assign a PLU to be used until a PLU is provided To the extent a PLU is provided after the default PLU has taken effect, the PLU provided by the Telecommunications Service Provider shall be applied on a prospective basis only The PLU shall be updated annually, or sooner in the event of a change in Local Traffic volume

(N)

G. BellSouth reserves the right to contest the accuracy of both the Actual Measurements and Estimated Measurements provided by Telecommunications Service Providers and may conduct audits or internal studies for verification

(N)

H. In the event a dispute arises regarding Actual Measurements or Estimated Measurements, BellSouth will continue to bill based upon information provided by the Telecommunications Service Provider or utilizing the assigned PLU until the dispute is resolved

(N)

I. If BellSouth and the Telecommunications Service Provider are unable to successfully negotiate a resolution to the dispute within 30 days of notice of the existence of a dispute, the aggrieved Party shall seek dispute resolution with the appropriate governing regulatory body

(N)

J. Once the dispute is resolved, the parties shall utilize the resulting Actual Measurements or Estimated Measurements on a going forward basis The parties shall negotiate a true up of any billing inaccuracies occasioned by application of such Measurement on a retroactive basis

(N)

K. Charges shall be billed to the originating Telecommunications Service Provider and shall be payable under the terms of A2.4 of the General Subscriber Services Tariff

(N)

A36.1.3 Rates and Charges

(N)

The rate for Transit Traffic Service is set forth below

(N)

	Charge	USOC
(a) Transit Traffic Service, per MOU through 12/31/2005	\$0.003	NA
(b) Transit Traffic Service, per MOU on and after 1/1/2006	0.006	NA

(N)

(N)

(N)

(N)